

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Servants – RWS&S Department – Allegations of irregularities in finalization of tenders and misuse of official powers and corruption charges in respect of the works Jukkal CPWS Scheme in Nizamabad Mandal, Huzurnagar CPWS Scheme in Nalgonda district and CPWS to Alair, Gundala and Rajapet mandals in Nalgonda district against Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired) – Disciplinary proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules, 1980 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 634

Dated:05.05.2014

Read:

G.O.Ms.No.92, PR&RD (Vig.I) Department, dt.05.05.2014.

ORDER:

In pursuance of the sanction accorded in the reference read above, under sub clause (i) of clause (b) of sub-rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, for instituting departmental proceedings against Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired), it is proposed to hold an enquiry against Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired), in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired) is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired) is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired) is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation,

Hyderabad (now retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

To

Sri B.Rajeswara Rao, the then Engineer-in-Chief, Rural Water Supply and Sanitation, Hyderabad (now retired) through the Engineer-in-Chief, RWS&S, Hyderabad.

The Engineer-in-Chief, RWS &S, Hyderabad.

(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:

The PR&RD (Estt.I) Department.

SF/SC

// FORWARDED :BY ORDER //

SECTION OFFICER

ANNEXURE-I

(Annexure to G.O.Rt.No. 634 , PR & RD (Vig.I) Dept., dt.05.05.2014)

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI B.RAJESWARA RAO, THE THEN ENGINEER-IN-CHIEF, RWS&S (NOW RETIRED)

CHARGE-1:

That Sri B.Rajeswara Rao, the then Engineer-in-Chief, RWS&S, now retired has misused his official power by delaying the tender process for benefitting the selected agencies in various CPWS Schemes in Nizamabad, Huzurabad in Nalgonda District and Alair, Gundala and Rajapet mandals in Nalgonda District.

BASIS:

As per the V&E report No.113 (80/V&E/E2/2011, dated:08.10.2013) Sri B.Rajeswara Rao, the then Engineer-in-Chief, RWS&S has delayed the tender approval in respect of the works Jukkal CPWS Scheme in Nizamabad Mandal, Huzurnagar CPWS Scheme in Nalgonda district and CPWS to Alair, Gundala and Rajapet mandals in Nalgonda district. In respect of the first work, the then ENC, RWS&S has delayed the tender approval for 2 ½ months and due to this delay, the bid capacity of the bidder has changed and has become ineligible. The ENC, RWS&S has taken 143 days i.e. from 01.11.2010 to 21.03.2011 (about 5 months) from the date of receipt of tenders from the O/o SE, RWS&S to the date of issue of LOA to the contractor which clearly shows the malafide intention on the part of ENC, RWS&S to delay the tender process for benefitting the selected agencies of ENC, RWS&S. Sri B.Rajeswara Rao, the then ENC, RWS&S now retired has intentionally caused the delay in tender process and to disqualify the agency H.R. Venkat Reddy in bid capacity for benefitting the other agency Sri K.L. Sridhar Reddy who is successful bidder.

In respect of the work Huzurnagar CPWSS in Nalgonda District, he has delayed tender finalization duly taking the advantage of ambiguity in tender conditions like MOU for pump sets and the tender process got delayed by 3 months.

In case of the CPWSS to Alair, Gundala and Rajapet mandals in Nalgonda district, he changed the scope of the work and tailor made to suit the requirements of the capacity of the contractors of his choice. He has dispensed with the provisions of intake well and RS filters originally contemplated due to which the scheme becomes unfruitful. He has intentionally changed the agreement from 18 months to 9 months though the number of habitations increased from 82 to 110. Sri B.Rajeswara Rao, the then ENC, RWS&S has changed the tender conditions in respect of agreement time, components of work etc., which will effect the bid capacity of bidders and execution quality of the work with limited period of execution time. From this it is evident that it clearly shows that Sri B.Rajeswara Rao, the then ENC, RWS&S has misutilised his official power and violated Rule 3 of APCS (Conduct) Rules, 1964.

Hence the charge.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

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ANNEXURE-II

(Annexure to G.O.Rt.No. 634 , PR & RD (Vig.I) Dept., dt.05.05.2014)

LIST OF THE DOCUMENTS BY WHICH THE ARTICLE OF CHARGES ARE FRAMED AGAINST SRI B.RAJESWARA RAO, THE THEN ENGINEER-IN-CHIEF, RWS&S, NOW RETIRED, ARE PROPOSED TO BE SUSTAINED.

1. From the GA (V&E) Dept., Vigilance Report No.113 (80/V&E/E2/2011), dated 08.10.2013.

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

// FORWARDED :BY ORDER //

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ANNEXURE-III

(Annexure to G.O.Rt.No. 634 , PR & RD (Vig.I) Dept., dt.05.05.2014)

LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES ARE FRAMED AGAINST SRI B.RAJESWARA RAO, THE THEN ENGINEER-IN-CHIEF, RWS&S, NOW RETIRED, ARE PROPOSED TO BE SUSTAINED.

- NIL -

VIKAS RAJ
SECRETARY TO GOVERNMENT (RWS&S)

// FORWARDED :BY ORDER //

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